



S009725%2001

1999, 2000, 2001

**SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE**

If the information below is inaccurate, please line it out in red and provide current information.  
Notify this office if ownership or address changes occur during the coming year.

Please Complete and Return This Form by July 1, 2002.

\*If the mail recipient's name, address or phone No. is wrong or missing, please correct.

Owner of Record: JOE DI BARTOLO

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING:

JOE DI BARTOLO  
2909 BRANCIFORTE DR  
SANTA CRUZ, CA 95065

STATEMENT NO.: S009725  
CONTACT PHONE NO.: (408)426-4117

FOR ONLINE REPORTING AT  
[www.waterrights.ca.gov](http://www.waterrights.ca.gov)

USER NAME: S009725  
PASSWORD: C16408

Source Name: BRANCIFORTE CREEK  
Tributary To: SAN LORENZO RIVER  
County: Santa Cruz  
Diversion Within: NE1/4 of NW1/4 Section 32, T10S, R01W, MB&M

Year of First Use: 1911

Parcel Number:

A. Water is used under: Riparian claim \_\_\_\_\_ Pre 1914 right \_\_\_\_\_ Other (explain): \_\_\_\_\_

B. Year of first use (Please provide if missing above) \_\_\_\_\_

C. Amount of Use - Enter the amount (or the approximate amount) of water used each month.

Amounts below are:													Total Annual
Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	
1999					2,000	2,000	2,000	2,000	2,000				
2000					2,000	2,000	2,000	2,000	2,000				
2001					2,000	2,000	2,000	2,000	2,000				

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 2 acres; Stockwatering 0; Domestic 0

Other (specify): estimated for vegetable garden, & fruit trees.

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES ☒ NO ☐  
Describe any water conservation efforts you have initiated: \_\_\_\_\_

b. If credit toward beneficial use of water under claimed pre 1914 appropriative water right for water not used due to a conservation effort is claimed under section 1011 of the Water Code, please show the amounts of water conserved:

Reductions in Diversions:

yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg)

Reductions in consumptive use:

yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg)

I have data to support the above surface water use reductions due to conservation efforts. YES ☐ NO ☐

NOV - 6 2002

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES \_\_\_\_\_ NO ☒
- b. If credit toward use under a claimed pre 1914 appropriative water right through substitution of reclaimed water, desalinated water or polluted water in lieu of appropriated water is claimed under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of reclaimed water used:

yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg)  
I have data to support the above surface water use reductions due to wastewater reclamation. YES \_\_\_ NO \_\_\_

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES \_\_\_\_\_ NO \_\_\_\_\_
- b. If credit toward use under a claimed pre 1914 appropriative right through substitution of groundwater in lieu of appropriated water is claimed under section 1011.5 of the Water Code, please show the amounts of groundwater used:

yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg) yr \_\_\_\_\_ (af/mg)  
I have data to support the above surface water use reductions due to conjunctive use efforts. YES \_\_\_ NO \_\_\_

I understand that it may be necessary to document the water savings claimed in "F." above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: June 17, 20 02 at Sebastopol, California

SIGNATURE: Barbara Gail Morris

PRINTED NAME: Barbara G. Morris  
(first name) (middle init.) (last name)

COMPANY NAME: daughter of Joe Di Bartolo

If there is insufficient space for your answers, please use the space provided below.

ITEM CONTINUATION

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or divert water which originates in a different watershed; water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriate rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre 1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

*"The energy challenge facing California is real. Every California needs to take immediate action to reduce energy consumption. For a list of simple ways you can reduce demand and cut your energy costs, see our Web-site at <http://www.swrcb.ca.gov>"*



# State Water Resources Control Board



Alan C. Lloyd, Ph.D.  
Agency Secretary

**Division of Water Rights**  
1001 I Street, 14<sup>th</sup> Floor ♦ Sacramento, California 95814 ♦ 916.341.5300  
Mailing Address: P.O. Box 2000 ♦ Sacramento, California 95812-2000  
FAX: 916.341.5400 ♦ www.waterrights.ca.gov

Arnold Schwarzenegger  
Governor

JUL 11 2005

In Reply Refer  
to:331:JP:S009725

Chris Appleton  
2909 Branciforte Drive  
Santa Cruz, CA 95065

Dear Mr. Appleton:

OWNER ASSIGNMENT FOR STATEMENT OF WATER DIVERSION AND USE NO. S009725 --  
DIVERSION FROM BRANCIFORTE CREEK TRIBUTARY TO SAN LORENZO RIVER IN  
SANTA CRUZ COUNTY

On March 22, 2005, the State Water Resources Control Board, Division of Water Rights (Division) received a Supplemental Statement of Water Diversion and Use (Statement) changing the ownership of the riparian claim from Joe and Mildred Di Bartolo to Chris Appleton.

Division staff has updated the ownership information of Statement No. S009725 to show the following:

Statement ID:	S009725
Current Owner:	Chris Appleton
Mailing Address:	2909 Branciforte Drive Santa Cruz, CA 95065
Telephone:	n/a

A Supplemental Statement will be mailed to you every three years. The submittal of a Supplemental Statement is the record of your water use. It is used by the Division to verify existing data and also gives the Division the ability to notify you of water right matters related to your riparian claim.

Should you have questions regarding this matter, please call me at (916) 341-5315.

Sincerely,

ORIGINAL SIGNED BY  
Patricia L. Miner, for

Susan J. Wilson  
Sanitary Engineering Associate  
Water Rights Processing Unit

cc: Joe Di Bartolo  
2909 Branciforte Drive  
Santa Cruz, CA 95065

bcc: Susan Wilson

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*California Environmental Protection Agency*

SURNAME

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7/11-05



S009725%S%2004

STATE WATER 2002-2003-2004

**SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE**

If the information below is inaccurate, please line it out in red and provide current information.

Notify this office if ownership or address changes occur during the coming year.

**Please Complete and Return This Form by JULY 1, 2005.**

\*If the mail recipient's name, address or phone No. is wrong or missing, please correct.

Owner of Record: ~~JOE DI BARTOLO; MILDRED DI BARTOLO;~~

*Chris Appleton*

2005 MAR 22 AM 12:04

STATEMENT NO.: S009725  
CONTACT PHONE NO.: (408)426-4117

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING:

**JOE DI BARTOLO  
2909 BRANCIFORTE DR  
SANTA CRUZ, CA 95065**

*New Owner:  
Chris Appleton  
2909 Branciforte Dr.  
Santa Cruz, CA 95065*

Source Name: BRANCIFORTE CREEK

Tributary To: SAN LORENZO RIVER

County: Santa Cruz

Diversion Within: NE1/4 of NW1/4 Section 32, T10S, R01W, MB&M

Year of First Use: 1911

Parcel Number:

*N/A > Have not used any water since new owner - May 2003*

A. **Water is Used Under:** Riparian claim \_\_\_\_\_ Pre-1914 right \_\_\_\_\_ Other (explain): \_\_\_\_\_

B. **Year of First Use:** (Please provide if missing above) \_\_\_\_\_

C. **Amount of Use:** Enter the amount (or the approximate amount) of water used each month, using the table below.

Amounts below are in: Gallons				Million Gallons (MG)				Acre-feet (AF)				Other		Total Annual
Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec		
2002														
2003														
2004														

D. **Purpose of Use** - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation \_\_\_\_\_ acres; Stockwatering \_\_\_\_\_; Domestic \_\_\_\_\_

Other (specify) \_\_\_\_\_

E. **Changes in Method of Diversion** - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES \_\_\_\_\_ NO \_\_\_\_\_  
Describe any water conservation efforts you have initiated: \_\_\_\_\_

b. If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please show the amount of water conserved:

Reduction in Diversions:

Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

Reduction in consumptive use:

Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to conservation efforts. YES \_\_\_\_\_ NO \_\_\_\_\_

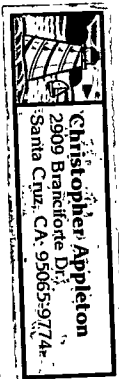
06 22 05 PLM

*sjw  
5/11/05*

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES \_\_\_\_ NO \_\_\_\_
- b. If you are claiming credit due to the substitution of reclaimed water, desalinated water or polluted water in lieu of a claimed pre-1914 appropriative right under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of substitute water supply used:

Amount of reduced diversion:  
Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)



\_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

\_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

reductions due to the use of a substitute water supply. YES \_\_\_\_ NO \_\_\_\_

? YES \_\_\_\_ NO \_\_\_\_

groundwater for a claimed pre-1914 appropriative right under section 1011.5 of the Water

\_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

reductions due to the use of groundwater. YES \_\_\_\_ NO \_\_\_\_

rights claimed in "F" above if credit under Water Code sections 1010 and 1011 is

knowledge and belief.

\_\_\_\_\_, California

(first initial)

(last name)

For answers, please use the space provided below.

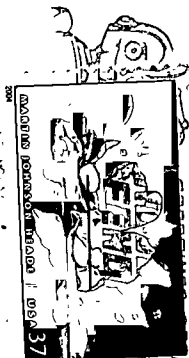
ATTAINING TO WATER RIGHTS IN CALIFORNIA  
rights in California. They are riparian and appropriative rights.

to take and use water on his riparian land. Riparian land must be in the same sources of supply by an intervening parcel without reservation of the riparian right to share with other riparian users. Riparian rights may be used to divert the natural flow which originates in a different watershed, water previously stored by others, return stream.

storage of water. Generally, appropriative rights may be exercised only when appropriators have been required to obtain a permit and license from the State. term.

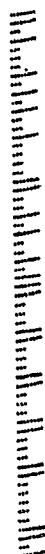
for appropriative water users as set forth in Water Code section 5100 with specific provisions enables the State to notify such users if someone proposes a new appropriation of water which originates in a different watershed, water previously stored by others, return stream.

For information concerning water rights, please contact an attorney or write to this office. (1) Information Pertaining to Water Rights in California, and (2) Information Pertaining to Water Rights in California, and



State of California State Water Resources Control Board  
Division of Water Rights  
PO Box 2000  
Sacramento, CA 95812-2000

35812/2000



STATE OF CALIFORNIA  
STATE WATER RESOURCES CONTROL BOARD  
Division of Water Rights

P.O. BOX 2000 SACRAMENTO, CA 95810  
901 P ST. SACRAMENTO, CA  
(916) 322-4503

(916) 324-5676  
SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

DIV. OF WATER RIGHTS  
STATEMENT NO: 009725  
SACRAMENTO

DIVERTER OF RECORD:

JOE & MILDRED DI BARTOLO  
2909 BRANCIFORTE DRIVE  
SANTA CRUZ, CA 95065

TELEPHONE NUMBER:  
(408) 426-4117

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: BRANCIFORTE CREEK

TRIBUTARY TO: SAN LORENZO RIVER

COUNTY: SANTA CRUZ

DIVERSION

WITHIN: NE1/4 OF NW1/4 SECTION 32, T10S, R01W, MDB&M.

INSTRUCTIONS: Please complete Items A, B and C. Item D should be completed if you replaced all or part of your regular water supply with reclaimed or polluted water. RETURN THIS FORM BY JULY 1, 1988. (Additional information on reverse side of this form.)

A. Amount of Use - Fill in the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons  
☐ Acre-feet  
☐ (other)

	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1985					✓	✓	✓	✓	✓	✓			
1986					✓	✓	✓	✓	✓	✓			
1987					✓	✓	✓	✓	✓	✓			

B. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation Vegetable garden for 3 people

Stockwatering 1 horse, 6 chickens

Domestic

Other (specify) Water 20 fruit trees & about 20 grapevines

C. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

None

D. If part of the water listed in Part A consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: Dec - 18 - 19 87 at Santa Cruz California

Signature: Joe Di Bartolo

## GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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    "Statements of Water Diversion and Use"

    "Information Pertaining to Water Rights in California"

    "Water Rights for Stockpounds Constructed Prior to 1969"

    "Appropriation of Water in California"